vss

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

SECOND APPEAL NO.531 OF 2006

Ganesh K. Prabhu (deceased) & Ors. ... Appellants

V/s.

Bhikaji L. Gurao & Ors. ... Respondents

Mr.P.G. Karande for Appellant
Mr.S.G. Karandikar for Respondent

CORAM: **SMT.NISHITA MHATRE, J.**

DATED: **JULY 5, 2007**

P.C.:

. There is a concurrent finding of facts by both the Courts below that the plaintiff has failed to prove his title to the suit property. In such circumstances, no substantial question of law arises in the matter. It has been argued on behalf of the appellant that the document of sale is of June 1937 and therefore ought to have been accepted by the Courts below. It is submitted that there is a presumption in law in respect of of a document which is more than 30 years old. Both the Courts below have held that the plaintiffs were unable to prove possession of the property as well.

2. Appeal dismissed.